

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

NEXTRACKER INC.,

Plaintiff,

v.

SOLAR FLEXRACK and NORTHERN
STATES METALS COMPANY

Defendants.

C.A. No. 20-849-MN

STIPULATION AND [PROPOSED ORDER] OF DISMISSAL

Plaintiff NEXTracker, Inc., and Defendants Northern States Metals Company d/b/a Solar FlexRack, by their respective undersigned counsel, hereby STIPULATE and AGREE as follows:

1. All claims and defenses in this action are dismissed with prejudice;
2. Each party shall bear its own costs and attorneys' fees with respect to the matters dismissed hereby;
3. The parties each expressly waive any right to appeal or otherwise move for relief from this Stipulation and Order;
4. This Court retains jurisdictions over the parties for purposes of enforcing this Stipulation and Order; and
5. This Stipulation and Order shall finally resolve the action between the parties.

FISH & RICHARDSON P.C.

/s/ Gregory R. Booker

Gregory R. Booker (#4784)
222 Delaware Avenue, 17th Floor
Wilmington, DE 19801
(302) 652-5070
booker@fr.com

Attorneys for NEXTracker Inc.

BAKER & HOSTETLER LLP

/s/ Jeffrey J. Lyons

Jeffrey J. Lyons (#6437)
1201 North Market Street, 14th Floor
Wilmington, DE 19801
(302) 468-7088
jjlyons@bakerlaw.com

*Attorneys for Northern States Metals
Company*

SO ORDERED this ____day of _____, 2020.

The Hon. Maryellen Noreika
UNITED STATES DISTRICT JUDGE